



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Anderson, Gene R. *et al.*

Serial No.: 09/749,286

Group Art Unit: 2878

Filed: December 26, 2000

Examiner: Pyo, Kevin K.

For: **Optical Power Control System**

White & Case Docket No.: 1613370-0009

EXPRESS MAIL CERTIFICATE OF MAILING

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July 2, 2003
Date

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

Sir:

In compliance with 37 C.F.R. § 1,56 and in accordance with 37 C.F.R. §§1,97 and 1.98, it is requested that the references listed on the attached Form PTO/SB/08A be made of record in this application. Copies of the references are enclosed.

The documents identified on the attached Form PTO/SB/08A include documents which are cited in the International Search Report International Application No. PCT/US01/43264 ("the PCT application") of which the referenced application is the above-referenced U.S. application. A copy of the International Search Report ("ISR") is included with this communication.

Applicants are not providing an English language equivalent for the documents listed below:

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1) EP0790678 entitled "Arrangement for optical coupling of a monitor diode to a laser diode," Applicant: Alsthom CGE Alcatel, published 08-20-1997;

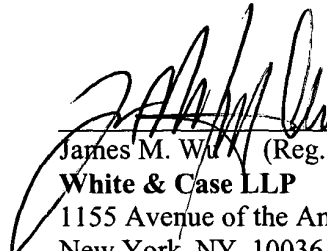
2) EP 0899592 entitled "Optical duplexer," Applicant: Robert Bosch, published 03-03-1999; and

3) JP 10126002 Applicant "Matsushita Electron Corporation", published 08-31-1998.

Documents 1 and 2 are published in the German language, document 3 is published in the Japanese language. All documents are listed on the enclosed Form PTO/SB/08A. The relevancy of these documents is indicated in the International Search Report on page 2.

The Commissioner is hereby authorized to charge any fees believed due in connection with the filing of this Information Disclosure Statement. Such fees are hereby authorized to be charged to White & Case LLP Deposit Account 23-1703.

Dated: July 2, 2003


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PTO/SB/08A (10-96)

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| Substitute for form 1449A/PTO | | Complete if Known | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT | | Application Number | 09/749,286 |
| | | Filing Date | December 26, 2000 |
| | | First Named Inventor | Gene R. Anderson |
| | | Group Art Unit | 2878 |
| | | Examiner Name | Pyo, Kevin K. |
| (use as many sheets as necessary) | | Attorney Docket Number | 1613370-0009 |
| Sheet | 1 | of | 1 |

| U.S. PATENT DOCUMENTS | | | | | | | | |
|--|--------------------------|---|---------------------|--------------------------------------|--|---|--|----------------|
| Examiner Initials * | Cite No. ¹ | Document Number | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | | |
| | | Number-Kind Code ² (if known) | | | | | | |
| | | US-5,226,052 | | 07-06-1993 | Tanaka et al. | | | |
| | | US-5,907,571 | | 05-25-1999 | Ogino et al. | | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | | |
| Examiner Initials * | Cite No. ¹ | Foreign Patent Document | | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ₃ |
| | | Country Code ³ | Number ⁴ | Kind Code ⁵ (if known) | | | | |
| | | | WO 97 25638 A3 | | 07-17-1997 | Siemens | | |
| | | | WO 97 25641 A3 | | 07-17-1997 | Siemens AG | | |
| | | | EP 0 790 678 A3 | | 08-20-1997 | Alcatel | | |
| | | | JP 10 126002 | | 08-31-1998 | Matsushita | | |
| | | | EP 0 899 592 A1 | | 03-03-1999 | Robert Bosch | | |
| | | | EP 0 607 700 B1 | | 08-25-1999 | Sharp | | |
| | | | WO 00 13051 A1 | | 03-09-2000 | Digital Optics | | |
| | | | EP 0 974 856 A2, A3 | | 11-02-2000 | Honeywell | | |
| OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS | | | | | | | | |
| Examiner Initials * | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | | | | | | T ² |
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| Examiner Signature | | | | | Date Considered | | | |

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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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